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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/090,068	03/01/2002	Torsten Grust	SVL920010034US1	4243
23589 HOVEY WILL	7590 10/25/200 JAMS LLP	7	EXAMINER	
2405 GRAND	BLVD., SUITE 400		NGUYEN, CINDY	
KANSAS CIT	Y, MO 64108	•	ART UNIT	PAPER NUMBER
			2161	
			MAIL DATE	DELIVERY MODE
			10/25/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Application Number	Application/Control No.	Applicant(s)/Patent under Reexamination	
	10/090,068	GRUST ET AL.	
1 120101 (101) 2011 2011 (111/2 2011 2011 2011 2011	Cindy Nguyen	2161	
<b>Document Code - AP.PRE</b>	E.DEC		

## Notice of Panel Decision from Pre-Appeal Brief Review

This is in	n response to the Pre-Appeal Brief Request for Revie	ew filed <u>Jan, 2, 2007</u> .				
1. Teaso	Improper Request – The Request is improper and son(s):	d a conference will not be held for the following				
	<ul> <li>☐ The Notice of Appeal has not been filed concurred</li> <li>☐ The request does not include reasons why a rev</li> <li>☐ A proposed amendment is included with the Predother:</li> </ul>	iew is appropriate.				
The t	time period for filing a response continues to run from mail date of the last Office communication, if no Notice	m the receipt date of the Notice of Appeal or from ce of Appeal has been received.				
held. is req brief v runnii appea	2. Proceed to Board of Patent Appeals and Interferences – A Pre-Appeal Brief conference has been held. The application remains under appeal because there is at least one actual issue for appeal. Applicant is required to submit an appeal brief in accordance with 37 CFR 41.37. The time period for filing an appeal brief will be reset to be one month from mailing this decision, or the balance of the two-month time period running from the receipt of the notice of appeal, whichever is greater. Further, the time period for filing of the appeal brief is extendible under 37 CFR 1.136 based upon the mail date of this decision or the receipt date of the notice of appeal, as applicable.					
(	The panel has determined the status of the claim Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration:	m(s) is as follows:				
Allow	Allowable application – A conference has been had wance will be mailed. Prosecution on the merits remaident at this time.	eld. The rejection is withdrawn and a Notice of ains closed. No further action is required by				
4. ⊠ action	Reopen Prosecution – A conference has been he on will be mailed. No further action is required by app	ld. The rejection is withdrawn and a new office plicant at this time.				
All partic	icipants:					
(1) <u>Cindy</u>	y Nguyen.	3)Eddie C. Lee				
(2) <u>Apu N</u>	Mofiz.	4) . ///				